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AF/1712

Docket No. HOE96/F319CON

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(003259.00015)

In re application of: Schwertfeger, Fritz

Application No.: 09/817,459 Group No.: 1712

Filed: March 26, 2001 Examiner: Lovering, R.D.

For: Organically Modified Aerogels, Method for Their Production by Surface Modification of the Aqueous Gel Without Previous Solvent Exchange and Subsequent Drying and the Use Thereof

Commissioner for Patents, P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. section 1.191)

Applicant hereby appeals to the Board the decision of the Primary Examiner in the final Office Action mailed April 1, 2003 finally rejecting claims 1, 8-14, 16-33, 35-55, 60, 61, 64-66, 70, 72, 74 and 75.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.10(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service
with sufficient postage as express mail No.
EV322167249US in an envelope addressed to
the Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450

FACSIMILE

☐ transmitted by facsimile to the Patent and
Trademark Office.

Date:

1 October 2003

Signature

Rachelle Chery
(type or print name of person certifying)

10/06/2003 SDENBOB1 00000120 190733 09817459

01 FC:1401 330.00 DA

(Notice of Appeal from the Primary Examiner to Board (USSN 09/817,459)--page 1 of 3)

10/06/2003 SDENBOB1 00000120 190733 09817459

02 FC:1253 540.00 DA

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. section 1.17(b), the fee for filing the Notice of Appeal is:

Other than a small entity \$330.00

Notice of Appeal fee due \$330.00

3. EXTENSION OF TIME

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant petitions for a third month extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)).

An extension for two months has already been secured, and the fee paid therefor (\$410.00)

Therefore, the extension fee due with this request is: **\$540.00**

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$330.00
Extension fee	\$540.00

TOTAL FEE DUE \$870.00

5. FEE PAYMENT

Charge Account No. 19-0733 the sum of **\$870.00**.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefore and to charge Account No. 19-0733.

Date: 1 Oct 2003

Respectfully submitted,
Schwertfeger et al.



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